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PATENT & TRADEMARK OFFICE

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:
Andrew T. Jennings, et al

Serial No.: 09/294,617 **Group Art Unit: 2122**

Filing Date: April 19, 1999 **Examiner: C. Kendall**

For: SYSTEM, COMPUTER PROGRAM PRODUCT, AND METHODS FOR EMULATION OF COMPUTER PROGRAMS

EXPRESS MAIL LABEL NO. EL884785608US

DATE OF DEPOSIT: 11/9/01

EL884785608US

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Box ☐ NON-FEE

☐ AF

Assistant Commissioner for Patents
Washington DC 20231

Sir:

AMENDMENT TRANSMITTAL LETTER

Transmitted herewith for filing in the above-identified patent application is:

☐ A Preliminary Amendment.

☒ An Amendment Responsive to the Office Action Dated July 10, 2001.

☐ An Amendment Supplemental to the Paper filed _____.

☐ Other: _____.

01/22/2002 MWOLDER1 00000094 09294617
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☐ Applicant(s) has previously claimed small entity status under 37 CFR §1.27.

☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as:

- ☐ an Independent Inventor
- ☐ a Small Business Concern
- ☐ a Nonprofit Organization

☐ This application is no longer entitled to small entity status. It is requested that this be noted in the files of the Patent and Trademark Office.

☐ Substitute Pages _____ of the Specification are enclosed.

☐ An Abstract is enclosed.

☐ _____ Sheets of Proposed Corrected Drawings are enclosed.

☐ A Certified Copy of each of the following applications: _____ _____ is enclosed.

☐ An Associate Power of Attorney is enclosed.

☐ Information Disclosure Statement.

- ☐ Attached Form 1449.
- ☐ A copy of each reference as listed on the attached Form PTO-1449 is enclosed herewith.

☐ Appended Material as follows: _____ .

☐ Other Material as follows: _____ .

FEE CALCULATION

☐ No Additional Fee is Due.

				SMALL ENTITY		NOT SMALL ENTITY	
	REMAINING AFTER AMENDMENT	HIGHEST PAID FOR	EXTRA	RATE	FEE	RATE	FEE
TOTAL CLAIMS	31	31 (20 MINIMUM)	0	$9 EACH	$	$18 EACH	$ 0
INDEP. CLAIMS	4	4 (3 MINIMUM)	0	$42 EACH	$	$84 EACH	$ 0
FIRST PRESENTATION OF MULTIPLE DEPENDENT				$140	$	$280	$
☒ ONE MONTH EXTENSION OF TIME				$55	$	$110	$ 110
☐ TWO MONTH EXTENSION OF TIME				$200	$	$400	$
☐ THREE MONTH EXTENSION OF TIME				$460	$	$920	$
☐ FOUR MONTH EXTENSION OF TIME				$720	$	$1440	$
☐ FIVE MONTH EXTENSION OF TIME				$980	$	$1960	$
☐ LESS ANY EXTENSION FEE ALREADY PAID				minus	($)	minus	($)
☐ TERMINAL DISCLAIMER				$55	$	$110	$
☐ OTHER FEE OR SURCHARGE AS FOLLOWS:							
TOTAL FEE DUE							$ 110

☒ A Check is Enclosed in the Foregoing Amount Due.

☐ Petition is hereby made under 37 C.F.R. 1.136(a) to extend the time for response to the Office Action of **July 10, 2001** to and through **November 10, 2001** comprising an extension of the shortened statutory period of **one** month(s).

☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to deposit

account 23-3050. This sheet is provided in duplicate.

☒ The Commissioner is authorized to charge payment of the following fees and to refund any overpayment associated with this communication or during the pendency of this application to deposit account 23-3050. This sheet is provided in duplicate.

☐ The Foregoing Amount Due for Filing this Paper.

☒ Any additional filing fees required, including fees for the presentation of extra claims under 37 C.F.R. 1.16.

☒ Any additional patent application processing fees under 37 C.F.R. 1.17 or 1.20(d).

SHOULD ANY DEFICIENCIES APPEAR with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: 11/9/01

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Jennings et al.

Serial No.: **09/294,617** Group No.: **2122**

Filed: **April 19, 1999** Examiner: **C. Kendall**

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Washington DC 20231

Sir:

RESPONSE

In response to the Office Action mailed **July 10, 2001** (Paper No. 4) in conjunction with the above-captioned patent application, and with a petition for a one-month extension of time, please reconsider the above-captioned patent application in view of the following remarks.

REMARKS

Claims 1 -31 were pending as of the date of the current Office Action. Claims 1-31 stand rejected. Applicant maintains the patentability of claims 1-31.

Specification Objection

The Examiner objected to the term "E-mode" as being unclear. As explained in the specification as originally filed, "E-mode" is the name of the native instruction set of Unisys processors, such as in the A-series and Clearpath HMP NX computer systems (specification as originally filed at page 6, lines 17-23). Thus, Applicant submits that the specification as originally